

1473 Rec'd PCT/PTO 33 JAN 2006

**Response to Missing
Requirements Under
35 USC § 371**

Attorney Docket No.: DAIRY88.007APC
First Named Inventor: Tim Carroll
Int'l Application No.: PCT/NZ03/000224
US Application No.: 10/530,536
Entered National Phase: April 6, 2005
Title: PRESSURE TREATING FOOD WITH REDUCE
SPOILAGE

#5

Direct all correspondence to Customer No.: 20995

Date: January 17, 2006

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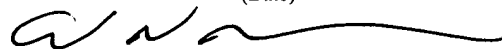
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Office, PO Box 1450, Alexandria, VA 22313-1450, on

January 17, 2006

(Date)



Andrew N. Merickel, Reg. No. 53,317

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and
other information:

- (X) This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC
371.
- (X) Copy of the Notification of Missing Requirements under 35 USC 371 dated August 29, 2005.
- (X) An Oath or Declaration signed by the inventors (35 USC 371(c)(4)) in 3 pages.
- (X) Return prepaid postcard.

FILING FEES NOT YET PAID:

FEE CALCULATION				
FEE TYPE		LARGE FEE	CALCULATION	TOTAL
Late Oath/Decl.	37 CFR § 1.492(h)	1617 (\$130)		\$130
3 Month Extension	37 CFR § 1.17(a)(3)	1253 (\$1,020)		\$1,020
			SUB TOTAL	\$1,150
			TOTAL FEE DUE	\$1,150

- (X) A check in the amount of **\$1,150** is enclosed to cover the above fees.

The Commissioner is hereby authorized to charge any additional fees which may be required, or
credit any overpayment to Deposit Account No. 11-1410.

01/25/2006 MAIL ROOM 00000003 10230033

01 FC:16:7 130.00 02

01/25/2006 MAIL ROOM 00000003 10230033

02 FC:12:33 1020.00 02



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DAIRY88.007APC 4
TFS/ANM

UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,536	Tim Carroll	DAIRY88.07PC

INTERNATIONAL APPLICATION NO.

PCT/NZ03/00224

I.A. FILING DATE	PRIORITY DATE
10/08/2003	10/08/2002

20995

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CONFIRMATION NO. 4719

371 FORMALITIES LETTER

OC000000016886768

OC000000016886768

Date Mailed: 08/29/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/06/2005
- Copy of the International Search Report filed on 04/06/2005
- Preliminary Amendments filed on 04/06/2005
- Information Disclosure Statements filed on 04/06/2005
- U.S. Basic National Fees filed on 04/06/2005
- Priority Documents filed on 04/06/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,536	PCT/NZ03/00224	DAIRY88.07PC

FORM PCT/DO/EO/905 (371 Formalities Notice)